

PROOF OF SERVICE

I declare that:

I am employed in San Ramon, California. I am over the age of 18 years and not a party to this action. My business address is 2000 Crow Canyon Place, Suite 330, San Ramon, California, 94583.

On this date, I caused to be served the attached document(s) entitled:

Nevis v. Wells Fargo Bank, et al./U.S. District Court Case No. C07 2568

NOTICE OF MOTION AND MOTION BY DEFENDANT GATEWAY TITLE COMPANY TO DISMISS FOR FAILURE TO STATE A CLAIM PURSUANT TO FEDERAL RULE OF CIVIL PROCEDURE, RULE 12(b)(6)

MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT OF MOTION BY DEFENDANT GATEWAY TITLE COMPANY TO DISMISS PLAINTIFF'S VERIFIED COMPLAINT PURSUANT TO FEDERAL RULES OF PROCEDURE, RULE 12(b)(6)

DECLARATION OF HELEN V. POWERS IN SUPPORT OF MOTION BY DEFENDANT GATEWAY TITLE COMPANY TO DISMISS FOR FAILURE TO STATE A CLAIM PURSUANT TO FEDERAL RULE OF CIVIL PROCEDURE RULE 12(b)(6)

[PROPOSED] ORDER

on the following party(ies), as listed below:

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QUALITY LOAN SERVICES

The following is the procedure in which service of this document(s) was effected:

- X **By Mail:** I caused such envelope to be deposited in the mail at San Ramon, California with postage thereon fully prepaid in the designated area for outgoing mail in accordance with this office's practice, whereby mail is deposited in a U.S. mailbox in Contra Costa County at the close of the business day.
- _____ **By Fax:** I caused a copy of the above named documents to be transmitted via facsimile to the facsimile number of the offices of the addressee(s) as indicated above. The facsimile machine used complied with California Rule of Court §2003, and no error was reported by the facsimile machine.
- _____ **By Overnight Delivery:** I caused such envelope to be transmitted by a overnight delivery service (i.e., Federal Express, UPS) to the offices of the addressee(s).
- _____ **By Personal Service:** I caused such envelope to be hand delivered to the offices of the addressee(s) as indicated above.

I hereby declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed on July 16, 2007, in San Ramon, California.

 /s/ David Weibel
David Weibel